



# *Government Gazette*

of the State of

New South Wales

**Number 489–Planning and Heritage**

**Friday, 20 October 2023**

---

The New South Wales Government Gazette is the permanent public record of official NSW Government notices. It also contains local council, non-government and other notices.

Each notice in the Government Gazette has a unique reference number that appears in parentheses at the end of the notice and can be used as a reference for that notice (for example, (n2019-14)).

The Gazette is compiled by the Parliamentary Counsel's Office and published on the NSW legislation website ([www.legislation.nsw.gov.au](http://www.legislation.nsw.gov.au)) under the authority of the NSW Government. The website contains a permanent archive of past Gazettes.

To submit a notice for gazettal, see the Gazette page.

## Notice of listing Badangi on the SHR No. 02075 under the *Heritage Act 1977*

In pursuance of section 37(1)(b) of the *Heritage Act 1977 (NSW)*, the Heritage Council gives notice that the item of environmental heritage specified in Schedule “A” has been listed on the State Heritage Register in accordance with the decision of the Minister for Environment and Heritage made on 16 October 2023 to direct the listing. This listing applies to the curtilage or site of the item, being the land described in Schedule B.

The listing takes effect on the date this notice is published in the NSW Government Gazette.

### Heritage Council of New South Wales

#### SCHEDULE A

The item known as Badangi (being located at Manns Point, Holloway Park, Greendale Park, Smoothey Park, Milray Reserve, Gore Cove Reserve, Berry Island Reserve, Badangi Reserve, Berrys Creek, Gore Cove and Balls Head Bay), situated on the land described in Schedule “B”.

#### SCHEDULE B

The precinct is the part of the State identified in the ‘State Heritage Register Recommended Curtilage’ on HC Plan 3295 in this Schedule A. The precinct is located in the Parish of Wollstonecraft, County of Cumberland and within the North Sydney and Lane Cove Local Government areas. The precinct includes the waterways known as Berry Creek, most of Gore Cove, and Balls Head Bay (i.e. part of Sydney Harbour Unincorporated Waters), and the parcels of land listed below:

Area known as	Lot	DP	Area known as	Lot	DP
<b>Manns Point</b>	Part Lots 1 and 2	191733	<b>Berry Island</b>	Lot B	409490
<b>Holloway Park &amp; Greendale Park</b>	Unidentified Lot	1010-2030		Lots 1, 2 and 3	548178
	Lots 1 and 2	173148		Lot 1	115701
	Lot 182	1127203	<b>Badangi Reserve</b>	Lots 1 and 2	528489
<b>Smoothey Park &amp; Milray Park</b>	Lot 1	1127203		Lots 2 and 3	232859
	Lot 6	546337		Lot 103	613918
	Lot 4	545974		Lot 7	235719
	Lot 2	543638		Lots 70 and 71	1216237
	Lot 2	598952		Lot 1	5188624
	Lot 3	525190		Lot 5	587555
	Lot 2	630946		Lot 1	441674
	Lot 12	832435			
	Lot 10	828512			
	Lot 8	808365			
	Lot 6	801280			
	Lot 4	801569			
	Lot 2	813989			
	Lot 1	1153081			
	Lots 1142 and 1143	752067			
	Lot 1	515367			

## **Exemption Order for Badangi listing on the SHR No. 02075 under the *Heritage Act 1977***

I, Penny Sharpe, the Minister for Heritage, on the recommendation of the State Heritage Register Committee as delegate of Heritage Council of New South Wales dated 4 April 2023, make the following order under section 57(2) of the *Heritage Act 1977* (the Act) granting an exemption from section 57(1) of the Act in respect of the engaging in or carrying out of any activities described in Schedule C by the owner, manager, mortgagee or lessee (or persons authorised by the owner or manager) of the item described in Schedule A on the land identified in Schedule B. This Order takes effect on the date it is published in the NSW Government Gazette.

Dated this 16<sup>th</sup> day of October 2023.  
The Hon Penny Sharpe MLC  
**Minister for Heritage**

### **SCHEDULE A**

The item known as Badangi SHR No. 02075, situated on the land described in Schedule B.

### **SCHEDULE B**

All those pieces or parcels of land located within the identified SHR curtilage on the plan catalogued HC Plan 3295 in the office of the Heritage Council of New South Wales.

### **SCHEDULE C**

The following specified activities/ works to an item do not require approval under section 57(1) of the Act.

#### **EXEMPTION 1: GENERAL**

##### Specified activities/ works:

- (a) Where such activities are in accordance with the 'Standard exemptions for engaging in or carrying out activities/works' published in the NSW Government Gazette.
- (b) Where works do not involve disturbance of a relic. NB Where a relic is disturbed, all works shall cease, and the Heritage Council be contacted within a reasonable time and furnish the Heritage Council with such information concerning the relic as the Heritage Council may reasonably require

#### **EXEMPTION 2: VEGETATION MANAGEMENT**

##### Specified activities/ works:

- (a) Works and activities associated with management of the bushland vegetation and its identified ecological communities in accordance with the National standards for the practice of ecological restoration in Australia (prepared by Standards Reference Group, Society for Ecological Restoration Australasia), including: bush regeneration/ rehabilitation; removal of woody weeds and mesic species; selective management of natural seed banks;

- (b) Activities associated with prescribed and/or cultural burning of bushland vegetation; and
- (c) Introduction of new plantings, consistent with existing character, including bushland, buffer areas and parkland.

### **EXEMPTION 3: FAUNA HABITAT MANAGEMENT**

#### Specified activities/ works:

- (a) Maintenance of wildlife corridors between interlinked reserves: Holloway Park, Greendale Park, Smoothey Park, Gore Cove Reserve, Milray Reserve, Berry Island and Badangi Reserve.
- (b) Installation of nesting boxes.
- (c) Pest management of foxes, domestic and feral animals and off-leash dogs, including use of baiting and trapping methods.

### **EXEMPTION 4: LAND MANAGEMENT**

#### Specified activities/ works:

- (a) Installation of temporary/semi-permanent fencing or barriers to restrict access to environmentally or culturally sensitive areas.
- (b) Works and activities associated with bushland track maintenance and/or reconstruction or upgrading.
- (c) Works and activities associated with slope stabilisation using environmental best practices such as erosion control matting and use of soil sausages.

### **EXEMPTION 5: AQUATIC ENVIRONMENT MANAGEMENT**

#### Specified activities/ works:

Activities associated with the environmental management of the harbour which will not impact seagrass or other marine ecosystems, or any relics or shipwrecks as defined under the *Heritage Act 1977* (NSW) or the *Historic Shipwrecks Act 1976* (Cth).

### **EXEMPTION 5: MOORING APPARATUS AND BERTHS**

#### Specified activities/ works:

Works associated with the use, operation and maintenance of moorings apparatus and berths, including equipment and fixture upgrades or relocation and additional moorings, which will not impact seagrass or other marine ecosystems, or any relics or shipwrecks as defined under the *Heritage Act 1977* (NSW) or the *Historic Shipwrecks Act 1976* (Cth).

### **EXEMPTION 6: SEAWALLS WALLS AND JETTIES**

#### Specified activities/ works:

Works associated with the use, operation and maintenance of seawalls, wharves and jetties and piers or dolphins (pilings), including emergency works, which will not impact seagrass or other marine ecosystems, or any relics or shipwrecks as defined under the *Heritage Act 1977* (NSW) or the *Historic Shipwrecks Act 1976* (Cth).

## **EXEMPTION 7: NAVIGATION ACTIVITIES**

### Specified activities/ works:

Works and activities, including emergency works, undertaken by the navigational authority including installation of new navigational aids, signage and equipment; replacement, upgrade, maintenance or removal of existing navigational aids, signage and equipment which will not impact seagrass or other marine ecosystems, or any relics or shipwrecks as defined under the *Heritage Act 1977* (NSW) or the *Historic Shipwrecks Act 1976* (Cth).